IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Original Jurisdiction

Dated: Nainital the 3rd day of June , 2002

Criminal Misc. Bail Application Number 510 of 2002

Order on the Bail Application

CRIMINAL SIDE

Dilavar Shah son of Sri Usman Shah, resident of Nai Basti, Surendra Petrol Pump Ke Samne, Kichha, P.S. Kichha, District Udham Singh Nagar

…….Applicant(s)

Versus

State of Uttaranchal. …….. Opposite Party

Arising out of - Case crime no. 252 of 2002,
Under Section 18/20 of N.D.P.S.Act,
P.S. Kichha,
District Udham Singh Nagar

By the Court

Hon'ble Irshad Hussain, J.

Heard the learned counsel for the applicant and the learned A.G.A.

The applicant-accused was found in possession of two and half kilogram of opium Donda powder.

Perused the F.I.R. There is no previous conviction to the credit of the applicant. There are reasonable grounds to accept at this stage the argument that the applicant has not committed the offence. There is no likelihood of his engaging himself in similar activity in future.

In my opinion, it is a fit case for bail.

Let the applicant Dilavar Shah son of Sri Usman Shah, resident of Nai Basti, Surendra Petrol Pump Ke Samne, Kichha, P.S. Kichha, District Udham Singh Nagar be released on bail in Case crime no.252 of 2002,under section 18/20 of N.D.P.S.Act,P.S. Kichha, District Udham Singh Nagar on his filing a personal bond and adequate sureties to the satisfaction of Sessions Judge, Udham Singh Nagar.

(Irshad Hussain, J.)

03.06.2002./B.